

# GERSTEN SAVAGE LLP

600 LEXINGTON AVENUE  
NEW YORK NY 10022-6018  
T: 212-752-9700  
F: 212-980-5192  
INFO@GERSTENSAVAGE.COM  
WWW.GERSTENSAVAGE.COM

June 17, 2008

By Facsimile (212) 805-7941  
Hon. Loretta A. Preska  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 1320  
New York, NY 10007

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 6/18/08

Re: **Southridge v. Du, et. al.**  
**Case Number 07-CV-10626(LAP)(MHD)**

Dear Judge Preska:

We represent the Plaintiff in the above-referenced matter. We write to respectfully request a further extension of time by which to submit papers in opposition to the Motion to Dismiss filed by the Defendants. This application, which is being made on consent, is submitted in furtherance of the parties' collective and ongoing effort to reach an amicable settlement.

Presently, the Plaintiff's opposition to the aforesaid motion is due tomorrow, June 18<sup>th</sup> and we respectfully request an extension until July 9<sup>th</sup> in order to consummate settlement negotiations or, if necessary, to prepare papers in opposition to said motion.

I have personally been in regular contact with counsel for China Mobility Solutions, a non-party on whose board of directors the defendants sit, and we are inching towards a "global" settlement which would effectively resolve the claims asserted herein. According to an 8-K recently filed by the aforesaid non-party, China Mobility is presently attempting to complete a corporate merger which, if consummated, would have profound implications upon the parties' ongoing settlement negotiations. The reason we seek a relatively lengthy extension is twofold: 1) any settlement – as previously mentioned to Your Honor – will involve a host of complicated corporate issues and accordingly, will take time to memorialize; and 2) I am going to be on vacation from June 27<sup>th</sup> through July 4<sup>th</sup>.

The parties collectively thank the Court in advance for its consideration of this request.

Respectfully yours,

  
David Lackowitz (DL 8591)

SO ORDERED

  
LORETTA A. PRESKA  
UNITED STATES DISTRICT JUDGE  
June 18, 2008

**GERSTEN SAVAGE LLP**

cc (via Facsimile):

Snow Becker Krauss P.C.  
Attorneys for defendants Angela Du,  
Ernest Cheung and John Gaetz  
Kenneth E. Citron (KEC 1896)  
605 Third Avenue  
New York, NY 10158  
(212) 687-3860